IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,
AT HYDERABAD

HONOURABLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No. 10164 OF 2007

Date:03.07.2007

BETWEEN:

1. Panta Venkataramanamma
   W/o. Chennakesavulu, and others.

…. PETITIONERS

AND

1. The State of Andhra Pradesh, rep. By District Collector,
   Prakasam District, and others.

….RESPONDENTS

HONOURABLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No. 10164 OF 2007

ORDER:

The petitioners, who are 81 in number, were stated to be assigned house site pattas in the year 1996. The orders were issued by the third respondent. On an allegation that they did not construct houses as stipulated in the conditions of grant, the third respondent issued notice dated 13.08.2004 calling upon the petitioners to submit explanation as to why the assignment should not be cancelled. Some other petitioners have received notices on 13.09.2004. They explained that in view of the improper access to the house sites, they could not construct houses immediately; that due to poverty they migrated to other places for eking out livelihood; and that now they are staying in the houses after raising thatched houses. Considering such applications, by proceedings in R.C.B.258/04 dated 21.04.2007, the third respondent while canceling the assignment, ordered resumption of land to the Government. Aggrieved by the orders of the third respondent, the petitioners preferred appeals before the second respondent on 26.04.2007. Alleging that if the appeals remain indisposed of there is a threat of dispossession at the instance of the third respondent, they filed the instant writ petition.

The allegation that the appeals are pending before the second respondent is not denied by the learned Assistant Government Pleader. Therefore, this Court, without expressing any opinion on the merits of the case, deems it proper to direct the second respondent to dispose of the appeals filed by the petitioners, as expeditiously as possible, preferably within a period of three months from the date of receipt of a copy of this order, after giving an opportunity to the petitioners. It shall be

open to the petitioners to obtain appropriate interim orders from the second respondent.

The Writ Petition is accordingly disposed of at the admission stage.

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(**V.V.S. RAO, J.)**

3rd July, 2007
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